

**HOGAN & HARTSON LLP**

Attorneys for Defendant  
875 Third Avenue  
New York, NY 10022  
Phone (212) 918-3000  
Facsimile (212) 918-3100

IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----	X	
TOTALMAR NAVIGATION CORP.,	:	
	:	
Plaintiff,	:	Index No. 08-cv-1659 (HB)
	:	ECF Case
-against-	:	
	:	
ATN INDUSTRIES INC.,	:	
	:	
Defendant.	:	
-----	X	

PLEASE TAKE NOTICE THAT, upon the declaration of John F. O’Sullivan, Esq., sworn to June 25, 2008; and the exhibits attached thereto; the accompanying memorandum of law; and upon all of the pleadings and papers heretofore served in this action, Defendant ATN Industries, Inc. (“ATN”) will move this honorable Court at the United States District Court, United States Courthouse, 500 Pearl Street, New York, New York, 10007, on such date and time as the Court sets, for an Order for counter-security pursuant to Rule E(7) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions, and for such other relief as the Court deems just and proper.

Dated: New York, New York  
June 25, 2008

Respectfully submitted,

By \_\_\_\_\_/s/\_\_\_\_\_

George F. Hritz  
Hogan & Hartson LLP  
875 Third Avenue  
New York, NY 10022  
Tel: (212) 685-8000  
Email: gfhritz@hhlaw.com

John F. O'Sullivan  
Hogan & Hartson LLP  
Mellon Financial Center  
1111 Brickell Avenue, Suite 1900  
Miami, FL 33131  
Tel: (212) 918-3000  
Fax: 305-459-6550  
Email: jfosullivan@hhlaw.com

IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----	X	
TOTALMAR NAVIGATION CORP.,	:	
	:	
Plaintiff,	:	Index No. 08-cv-1659 (HB)
	:	ECF Case
-against-	:	
	:	
ATN INDUSTRIES INC.,	:	
	:	
Defendant.	:	
-----	X	

**AFFIRMATION OF SERVICE**

George F. Hritz affirms under penalty of perjury:

I am an attorney admitted to practice in the State of New York and am a partner with the law firm of Hogan & Hartson LLP, attorneys for defendant in the above-captioned matter.

I certify that on June 25, 2008, I electronically filed the Notice of Motion for Counter-Security with the Clerk of Court using CM/ECF, and it is being served this day on all counsel authorized to receive Notices of Electronic Filing generated by CM/ECF, including counsel below:

Rahul Wanchoo, Esq.  
Law Offices of Rahul Wanchoo  
Empire State Building  
350 Fifth Avenue, 59<sup>th</sup> Floor  
New York, New York 10118  
*Attorneys for plaintiff Totalmar Navigation Corp.*

Dated: June 25, 2008  
New York, New York

\_\_\_\_\_/s/\_\_\_\_\_  
George F. Hritz